

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

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WRIT PETITION No. 1593 of 2006

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Dated: 30.01.2006

Between:

P.Satyamma W/o.R.T.Narsimulu
APSRTC,Gadwal Bus Depot,

Mahabubnagar District, A.P.

..... PETITIONER

AND

The Depot Manager, APSRTC, Gadwal Bus Depot,
Mahabubnagar District A.P., and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

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WRIT PETITION No. 1593 of 2006

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ORDER:

The petitioner is working as conductor in the Gadwal Bus depot of APSRTC. A show cause notice, dated 09.08.2001, was issued to her alleging that she failed to collect fare from a passenger. The petitioner submitted her explanation, and thereafter, domestic enquiry was conducted. Ultimately, the first respondent passed a final order dated 27.08.2001, imposing the punishment of withholding of one annual increment for a period of two years, with cumulative effect. The period, during

which the petitioner was placed under suspension, was directed to be treated as not on duty. The appeal preferred by the petitioner was rejected. Hence, this writ petition.

Heard the learned counsel for the petitioner and the learned Standing Counsel for the respondents.

This Court would certainly have adjudicated the matter on merits, but for the fact that the petitioner has a remedy of review. It is true that the time for preferring the review had expired. The petitioner states that she is not conversant with the legal procedure and was not properly advised in the matter of pursuing her remedies. She states that though a finding was recorded to the effect that the only lapse on her part was that she did not collect fare from a passenger, the punishment, which would have serious impact on the pay structure, was imposed.

Having regard to the fact that the petitioner had a remedy by way of review, the writ petition is disposed of leaving it open to the petitioner to avail the said remedy before the Regional Manager. It is made clear that in case the review is filed within a period of three weeks from today, the same shall be treated as having been presented within the period of limitation, and the same shall be disposed of on merits. There shall be no order as to costs.

30.01.2006

Note: Furnish C.C. in three days.

(B/o)

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